

HANNAH MCKIMM.

DECEMBER 27, 1831.

Mr. MARSHALL, from the Committee on Private Land Claims, made the following

REPORT:

*The Committee on Private Land Claims, to which was referred the petition of Hannah McKimm, have, according to order, had the same under consideration, and submit the following report:*

The petitioner states that, pursuant to the provisions of the acts of Congress of the 3d March, 1823, and the 26th of May, 1824, in relation to lands situated between the Rio Honde and Sabine rivers, in the State of Louisiana, she filed her claim to a tract of land on the main fork of the Bayou Provincial, and between the said rivers, with the Register and Receiver of the Land Office south of Red river: that the claim of the petitioner was founded upon the habitation and cultivation of the premises at, and prior to the 22d of February, 1819: that proof of such cultivation and occupation was adduced before the said Register and Receiver; and that the petitioner felt assured of their favorable report: that she had recently discovered, from an examination of the Land Office books, that the said Register and Receiver had rejected the testimony adduced in support of her claim, because the witness produced upon the occasion, was the son of the petitioner: that, by the laws of Louisiana, the descendant is not permitted to testify for the ancestor, or vice versa.

The committee, without deciding whether the commissioners erred or not, in not admitting the testimony of the petitioner's son in support of her claim, are of opinion that the additional evidence adduced by her is sufficient to prove the justice of her claim. They, therefore, report a bill for her relief.

